

UNITED STATES DISTRICT COURT
DISTRICT OF OREGON

HEIDI SUE DILLENBACH,

Plaintiff,

CV 05-1949-ST

ORDER

v.

MICHAEL J. ASTRUE, Commissioner of
Social Security,

Defendant.

REDDEN, Judge:

On March 20, 2007, Magistrate Judge Stewart filed her Findings and Recommendation (doc. 21) that the Commissioner's decision should be reversed and remanded pursuant to 42 U.S.C. § 405(g) for the calculation and award of benefits. The matter is now before me. See 28 U.S.C. § 636(b)(1)(A); Fed. R. Civ. P. 72(b). No objections have been timely filed. This relieves me of my obligation to give the factual findings de novo review. See 28 U.S.C. § 636(b)(1)(C); Simpson v. Lear Astronics Corp., 77 F.3d 1170, 1174-75 (9th Cir. 1996). Having

reviewed the legal principles de novo, I find no error.

Accordingly, I ADOPT Magistrate Judge Stewart's Findings and Recommendation (doc. 21) that the Commissioner's decision should be REVERSED and REMANDED for the calculation and award of benefits.

IT IS SO ORDERED.

DATED this 23rd day of April, 2007.

/s/ James A. Redden
James A. Redden
United States District Judge